

A SUBSTITUTE RESOLUTION

04-R- 0614

BY CITY UTILITIES COMMITTEE

A RESOLUTION ESTABLISHING THE COMPENSATION LIMITS FOR MONTGOMERY WATSON/KHAFRA-JV, FOR CONTRACT FC-7093-99, PROGRAM MANAGEMENT SERVICES FOR THE ATLANTA WASTEWATER SYSTEM IMPROVEMENTS, DURING THE FOURTH YEAR OF THE TERM FROM MAY 1, 2004 TO MARCH 31, 2005, PURSUANT TO THE AMENDED TERMS AND CONDITIONS OF THE CONTRACT INCORPORATED HERETO, IN AN AMOUNT NOT TO EXCEED \$19,532,689.00.

WHEREAS, the City has heretofore entered into Contract FC-7093-99, Program Management Services for the Atlanta Wastewater System Improvements for program management services to facilitate project management and oversight services related to the planning, design, and construction of wastewater system improvements on behalf of the Department of Watershed Management pursuant to Resolution 01-R-0036, adopted January 16, 2001 and approved by the Mayor January 23, 2001; and

WHEREAS, the Contract provides that the compensation limits for the second and subsequent years shall be established annually by the Department of Watershed Management, subject to approval by the City Council of the total not to exceed cost to the City during each year; and

WHEREAS, the Program Management Team (PMT) has delivered the services of contract year 3 in a timely and efficient manner, and for less than the authorized not-to-exceed amount, assisted by the Department of Watershed Management (DWM) having transitioned certain activities from Consultant staff to DWM staff; and within the authorized not-to-exceed amount are able to extend services through mid-May 2004; and

WHEREAS, it is now necessary to establish the compensation limits for the fourth year of the contract term in an amount not to exceed \$19,532,689.00; and

WHEREAS, the City and Consultant have mutually determined that improved efficiency of operation and improved measure of risk gained during the first three years of the contract has resulted in lower indirect costs, which in turn allows negotiated changes to the pricing terms of the contract.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the compensation limits for the fourth year of the Term of said Contract FC-7093-99, Program Management Services for the Atlanta Wastewater System Improvements with Montgomery Watson/Khafra-JV, be and hereby are established in accordance with the applicable provisions thereof up to a total amount not to exceed \$19,532,689.00.



BE IT FURTHER RESOLVED, that the pricing terms of the contract shall be amended include conversion from a salary rate times overhead multiplier to a billing rate structure consistent with the recently authorized AE contracts, which results in lower overall costs to the City.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from 2J26 524001 Q36I05019999 (\$10,532,689.00) and 2J21 524001 Q36I05019999 (\$9,000,000.00).

A true copy,

Phanda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

May 3, 2004
May 3, 2004

RCS# 5696
5/03/04
6:09 PM

Atlanta City Council

Regular Session

04-R-0614 COMP LIMITS MONTGOMERY WATSON/KHAFRA-JV
 FC-7093-99 5/1/04-3/31/05 \$19,532,689
 ADOPT ON SUB

YEAS: 13
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y Smith	N Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	NV Boazman	NV Woolard

RCS# 5696
5/03/04
6:09 PM

Atlanta City Council

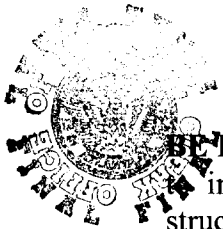
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<div>04- R-0614 (Do Not Write Above This Line)</div> <div>A RESOLUTION BY CITY UTILITIES COMMITTEE</div> <div>A RESOLUTION ESTABLISHING THE COMPENSATION LIMITS FOR MONTGOMERY WATSON/KHAFFRA-JV, FOR CONTRACT FC-7093-99, PROGRAM MANAGEMENT SERVICES FOR THE ATLANTA WASTEWATER SYSTEM IMPROVEMENTS, DURING THE FOURTH YEAR OF THE TERM FROM MAY 1, 2004 TO MARCH 31, 2005, PURSUANT TO THE AMENDED TERMS AND CONDITIONS OF THE CONTRACT INCORPORATED HERETO, IN AN AMOUNT NOT TO EXCEED EIGHTEEN MILLION AND 00/100 DOLLARS (\$18,000,000.00).</div> <div>ADOPTED BY</div>	<div>Committee Date Chair Referred To</div> <div>Committee Date Chair Referred To</div>		<div>First Reading</div>	<div>FINAL COUNCIL ACTION <input type="checkbox"/> 2nd <input type="checkbox"/> 1st & 2nd <input type="checkbox"/> 3rd Readings <input checked="" type="checkbox"/> Consent <input type="checkbox"/> V Vote <input checked="" type="checkbox"/> RC Vote</div> <div>CERTIFIED MAY 3 2004 COUNCIL PRESIDENT PROTEM</div>
	<div><input type="checkbox"/> CONSENT REFER <input type="checkbox"/> REGULAR REPORT REFER <input type="checkbox"/> ADVERTISE & REFER <input type="checkbox"/> 1st ADOPT 2nd READ & REFER <input type="checkbox"/> PERSONAL PAPER REFER</div> <div>Date Referred Referred To: Date Referred Referred To: Date Referred Referred To:</div>	<div>Committee Date Chair Referred To</div> <div>Committee Date Chair Referred To</div>	<div>Committee Date Chair Referred To</div> <div>Committee Date Chair Referred To</div>	<div>CERTIFIED MAY 3 2004 Randy Doughton Johnson MUNICIPAL CLERK</div> <div>MAYOR'S ACTION APPROVED MAY 03 2004 MAYOR</div>



BE IT FURTHER RESOLVED, that the pricing terms of the contract shall be amended to include conversion from a salary rate times overhead multiplier to a billing rate structure consistent with the recently authorized AE contracts, which results in lower overall costs to the City.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from 2J26 524001 Q36I05019999 (\$10,532,689.00) and 2J21 524001 Q36I05019999 (\$9,000,000.00).

COMMITTEE AMENDMENT FORM

Committee CLC Page Number(s) _____

Ordinance I.D.# _____ Section(s) _____

Resolution I.D.# 04-R-0614 Paragraph _____

Date _____

Amendment: _____

Amends the Amount, from

\$ 18,000,000.00 to \$ 19,532,689.00

*WTHB
OK*

A RESOLUTION

04-*R*-0614
04-R-_____

BY CITY UTILITIES COMMITTEE

A RESOLUTION ESTABLISHING THE COMPENSATION LIMITS FOR MONTGOMERY WATSON/KHAFRA-JV, FOR CONTRACT FC-7093-99, PROGRAM MANAGEMENT SERVICES FOR THE ATLANTA WASTEWATER SYSTEM IMPROVEMENTS, DURING THE FOURTH YEAR OF THE TERM FROM MAY 1, 2004 TO MARCH 31, 2005, PURSUANT TO THE AMENDED TERMS AND CONDITIONS OF THE CONTRACT INCORPORATED HERETO, IN AN AMOUNT NOT TO EXCEED EIGHTEEN MILLION AND 00/100 DOLLARS (\$18,000,000.00).

WHEREAS, the City has heretofore entered into Contract FC-7093-99, Program Management Services for the Atlanta Wastewater System Improvements for program management services to facilitate project management and oversight services related to the planning, design, and construction of wastewater system improvements on behalf of the Department of Watershed Management pursuant to Resolution 01-R-0036, adopted January 16, 2001 and approved by the Mayor January 23, 2001; and

WHEREAS, the Contract provides that the compensation limits for the second and subsequent years shall be established annually by the Department of Watershed Management, subject to approval by the City Council of the total not to exceed cost to the City during each year; and

WHEREAS, the Program Management Team (PMT) has delivered the services of contract year 3 in a timely and efficient manner, and for less than the authorized not-to-exceed amount, assisted by the Department of Watershed Management (DWM) having transitioned certain activities from Consultant staff to DWM staff; and within the authorized not-to-exceed amount are able to extend services through April 30, 2004; and

WHEREAS, it is now necessary to establish the compensation limits for the fourth year of the contract term in an amount not to exceed Eighteen Million and 00/100 Dollars (\$18,000,000.00); and

WHEREAS, the City and Consultant have mutually determined that improved efficiency of operation and improved measure of risk gained during the first three years of the contract has resulted in lower indirect costs, which in turn allows negotiated changes to the pricing terms of the contract.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the compensation limits for the fourth year of the Term of said Contract FC-7093-99, Program Management Services for the Atlanta Wastewater System Improvements with Montgomery Watson/Khafra-JV, be and hereby are established in accordance with the applicable provisions thereof up to a total amount not to exceed Eighteen Million and 00/100 Dollars (\$18,000,000.00).

BE IT FURTHER RESOLVED, that the pricing terms of the contract shall be amended to include conversion from a salary rate times overhead multiplier to a billing rate structure consistent with the recently authorized AE contracts, which results in lower overall costs to the City.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from 2J26 524001 Q36I05019999 (\$9,000,000.00) and 2J21 524001 Q36I05019999 (\$9,000,000.00).

TRANSMITTAL FORM FOR LEGISLATION

TO: **MAYOR'S OFFICE** GREG PRIDGEON
(for review & distribution to Executive Management)

Commissioner's Signature: Jack Ravan^{SLP} Director's Signature: _____
From: Origination Dept. DWM Contact (name): Sheila Pierce / Rob Hunter
Committee(s) Purview: City Utilities Committee Committee Deadline: _____
Committee Meeting Date(s): March 30, 2004 City Council Meeting Date: May 3, 2004

CAPTION:

A RESOLUTION ESTABLISHING THE COMPENSATION LIMITS FOR MONTGOMERY WATSON-JV, FOR CONTRACT FC-7093-99, PROGRAM MANAGEMENT SERVICES FOR THE ATLANTA WASTEWATER SYSTEM IMPROVEMENTS, DURING THE FOURTH YEAR OF THE TERM FROM MAY 1, 2004 TO MARCH 31, 2005, PURSUANT TO THE AMENDED TERMS AND CONDITIONS OF THE CONTRACT INCORPORATED HERETO, IN AN AMOUNT NOT TO EXCEED EIGHTEEN MILLION AND 100/100 DOLLARS (\$18,000,000.00).

BACKGROUND / PURPOSE / DISCUSSION

- Resolution 03-R-0320 (4/21/03) established compensation limits for third year of PMT contract term in amount not-to-exceed \$22 million for period from 4/1/03 to 3/31/04.
- PMT has delivered year 3 services for less than the authorized not-to-exceed amount, assisted by DWM having transitioned certain activities from PMT staff to DWM staff; and within \$22 million not-to-exceed amount are able to extend services through at least Mid-May 2004.
- Necessary to establish compensation limits for the fourth year of the contract term in an amount not to exceed \$18,000,000.00. (May 1, 2004 through March 31, 2005).
- City and PMT determined that improved efficiency of operation has resulted in lower indirect costs, which in turn allow negotiated changes to pricing terms – from salary time overhead multiplier to billing rate structure (same as AE contracts) – will result in lower costs to City.

FINANCIAL IMPACT (If Any):

- Resolution is traveling with Ordinance that puts funding in place.

Mayor's Staff Only

Received by Mayor's Office: 3-19-03 QJ Reviewed by: [Signature]
(date) (initials)

Submit to Council: _____
(date)

Action by Committee: _____ Approved _____ Adverse _____ Held _____ Amended
_____ Substitute _____ Referred _____ Other _____

04-**0614**
(Do Not Write Above This Line)

A RESOLUTION BY
CITY UTILITIES COMMITTEE

A RESOLUTION ESTABLISHING
THE COMPENSATION LIMITS
FOR MONTGOMERY
WATSON/KHAFFA-JV, FOR
CONTRACT FC-7093-99, FOR
PROGRAM MANAGEMENT
SERVICES FOR THE ATLANTA
WASTEWATER SYSTEM
IMPROVEMENTS, DURING THE
FOURTH YEAR OF THE TERM
FROM MAY 1, 2004 TO MARCH
31, 2005, PURSUANT TO THE
AMENDED TERMS AND
CONDITIONS OF THE
CONTRACT INCORPORATED
HERETO, IN AN AMOUNT NOT
TO EXCEED EIGHTEEN
MILLION AND 00/100 DOLLARS
(\$18,000,000.00).

ADOPTED BY

MAY 3 2004

COUNCIL

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Refer To

Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Members

Walter H. Miller
Walter H. Miller

Refer To

Refer To

CERTIFIED

- FINAL COUNCIL ACTION
- ☐ 2nd
 - ☐ 1st & 2nd
 - ☐ 3rd
 - ☒ Consent
 - ☐ V Vote
 - ☒ RC Vote

CERTIFIED
MAY 3 2004

COUNCIL PRESIDENT PROTEM

CERTIFIED
MAY 3 2004

Ronald D. Thompson
MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED

Walter H. Miller
MAYOR